Attorney's Docket No.: 42390.P6485

PATENT

DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION (FOR INTEL CORPORATION PATENT APPLICATIONS)

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below, next to my name.

I believe I am the original, first, and sole inventor (if only one name is listed below) or an original, first, and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

METHOD AND APPARATUS FOR CHANNEL SURFING THROUGH MULTIPLE SOURCES BASED ON USER-DEFINABLE PREFERENCES

SOUR	CES BASED ON USER-D	EFINABLE PREFERENCES		
the specification of which				
or		mbertion Number		
including the claim(s), as ame that the claimed invention was thereof, or patented or descriptore than one year prior to the States of America more than made the subject of an invento the United States of America than twelve months (for a utility than twelve months). I acknowledge the duty to distince the distribution. I acknowledge the duty to distribute 37, Code of Federal Resident I hereby claim foreign prioricapplication(s) for patent or in	ended by any amendment ras ever known or used in the bed in any printed publicate his application, that the san one year prior to this applicator's certificate issued before ica on an application filed believed the patent application or substitutions, Section 1.56. The benefits under Title 35, It wentor's certificate listed believed to be a section 1.56.	referred to above. I do not know and the United States of America before ion in any country before my invente was not in public use or on sale cation, and that the invention has not the date of this application in an analy me or my legal representatives of ix months (for a design patent application and the transfer of the date of this application in an analy me or my legal representatives of ix months (for a design patent application and the transfer of the date of the date of the date of the application in an analysis and the date of the d	nd do not here in the Unit on the Unit of been party or assigns lication) publication of an example of the country of the country or assigns lication of the country of the country or assigns lication of the country o	believe tion of or ted atented or foreign more rior to fined in eign
priority is claimed:	entor's cerunicate having a r	filing date before that of the application		
Prior Foreign Application(s)	•		Priori <u>Clain</u>	•
(Number)	(Country)	(Day/Month/Year Filed)	Yes	No
(Number)	(Country)	(Day/Month/Year Filed)	Yes	No
I hereby claim the benefit un application(s) listed below	nder title 35, United States (Code, Section 119(e) of any United	d States pr	ovisional
(Application Number)	Filing Date	· · · · · · · · · · · · · · · · · · ·		
(Application Number)	Filing Date			

I hereby claim the benefit under Title 35, United States Code, Section 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, Section 112, I acknowledge the duty to disclose all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application:

(Application Number)	Filing Date	(Status patented, pending, abandoned)
(Application Number)	Filing Date	(Status patented, pending, abandoned)

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Send correspondence toA	Ilan T. Sponseller		•	
	(Name of Attorney or A	Agent)	•	
BLAKELY, SOKOLOFF, T.	AŸLOR & ZAFMÁN LI	LP, 12400 Wilshire	Boulevard, 7th Floor,	Los Angeles
California 90025 and direct t	elephone calls toAlla	n T. Sponseller .	(503)684-6200.	
		e of Attorney or Age		

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

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Title 37, Code of Federal Regulations, Section 1.56 Duty to Disclose Information Material to Patentability

- (a) A patent by its very nature is affected with a public interest. The public interest is best served, and the most effective patent examination occurs when, at the time an application is being examined, the Office is aware of and evaluates the teachings of all information material to patentability. Each individual associated with the filing and prosecution of a patent application has a duty of candor and good faith in dealing with the Office, which includes a duty to disclose to the Office all information known to that individual to be material to patentability as defined in this section. The duty to disclosure information exists with respect to each pending claim until the claim is cancelled or withdrawn from consideration, or the application becomes abandoned. Information material to the patentability of a claim that is cancelled or withdrawn from consideration need not be submitted if the information is not material to the patentability of any claim remaining under consideration in the application. There is no duty to submit information which is not material to the patentability of any existing claim. The duty to disclosure all information known to be material to patentability is deemed to be satisfied if all information known to be material to patentability of any claim issued in a patent was cited by the Office or submitted to the Office in the manner prescribed by §§1.97(b)-(d) and 1.98. However, no patent will be granted on an application in connection with which fraud on the Office was practiced or attempted or the duty of disclosure was violated through bad faith or intentional misconduct. The Office encourages applicants to carefully examine:
 - (1) Prior art cited in search reports of a foreign patent office in a counterpart application, and
- (2) The closest information over which individuals associated with the filing or prosecution of a patent application believe any pending claim patentably defines, to make sure that any material information contained therein is disclosed to the Office.
- (b) Under this section, information is material to patentability when it is not cumulative to information already of record or being made or record in the application, and
- (1) It establishes, by itself or in combination with other information, a prima facie case of unpatentability of a claim; or
 - (2) It refutes, or is inconsistent with, a position the applicant takes in:
 - (i) Opposing an argument of unpatentability relied on by the Office, or
 - (ii) Asserting an argument of patentability.

A prima facie case of unpatentability is established when the information compels a conclusion that a claim is unpatentable under the preponderance of evidence, burden-of-proof standard, giving each term in the claim its broadest reasonable construction consistent with the specification, and before any consideration is given to evidence which may be submitted in an attempt to establish a contrary conclusion of patentability.

- (c) Individuals associated with the filing or prosecution of a patent application within the meaning of this section are:
 - (1) Each inventor named in the application;
 - (2) Each attorney or agent who prepares or prosecutes the application; and
- (3) Every other person who is substantively involved in the preparation or prosecution of the application and who is associated with the inventor, with the assignee or with anyone to whom there is an obligation to assign the application.
- (d) Individuals other than the attorney, agent or inventor may comply with this section by disclosing information to the attorney, agent, or inventor.